

Date Meeting Posted: October 2, 2009

Date of Meeting: October 6, 2009

Time: 7:30pm

Place: City Hall, Council Chambers

145 Taunton Ave., East Providence, RI 02914

CITY OF EAST PROVIDENCE

RHODE ISLAND

DOCKET OF REGULAR COUNCIL MEETING

October 6, 2009

6:30pm Executive Session

7:30pm Open Session

I. EXECUTIVE SESSION

The City Council of the City of East Providence will meet in Executive Session pursuant to RI General Law § 42-46-5 (a) (2)

1. Pending Litigation

A. Geonova development Co. vs City of East Providence

B. IBPO Local 569 vs City Of East Providence

C. Damiani vs City of East Providence

2. Status of Collective bargaining with Police and Fire Unions

3. City of East Providence vs IAFF Local 850

Claims Committee

See concurrently posted Claims Committee Meeting Agenda

II. CALL TO ORDER

III. INVOCATION

IV. SALUTE TO THE FLAG

V. TO APPROVE THE CONSENT CALENDAR

All items under “CONSENT CALENDAR” are considered to be of a routine and noncontroversial nature by the City Council and will be enacted by one motion. There will be no separate discussion on these items unless a Council member so requests, in which event, the item will be removed from the “CONSENT CALENDAR” and will be considered in its normal sequence on the docket.

Motion_____By_____2nd_____

Coogan___Cusack___DiTraglia___Perry___Larisa___

A. Approval of Council Journals

- 1. September 1, 2009 Regular Council Meeting**
- 2. September 1, 2009 Executive Session**

B. Letters

- 1. Coastal Resources Management proposed change to “Redbook”**
- 2. Coastal Resources Management Agenda Semi-Monthly Meeting 9/22/09.**
- 3. Coastal Resources Management October 2009 Calendar.**
- 4. Notice of Property Number for Single Family, 40 Jenks Street, Map 208, Block 01, Parcel 007.00.**

C. Cancellations/Abatements

Year	Amount
2009	\$8,663.83
Total	\$8,663.83

D. Alcoholic Beverage Class F-1

1. St. Francis Xavier, 81 North Carpenter Street (02914)

SFX Bank Fundraiser, October 11, 2009

2. St. Francis Xavier, 81 North Carpenter Street (02914)

30 Week Club Fundraiser, October 17, 2009

3. St. Francis Xavier, 81 North Carpenter Street (02914)

Anniversary Dinner, October 24, 2009

VI. PROCLAMATIONS AND PRESENTATIONS

1. Councilman Coogan to present a donation to the Samaritans of Rhode Island.

VII. APPOINTMENTS

1. Traffic Control (by Councilman Coogan)

Angela Campos, 70 James Street (02914)

Motion_____By_____2nd_____

Coogan___Cusack___DiTraglia___Perry___Larisa___

2. Traffic Control (by Councilman Coogan)

Steve Campos, 70 James Street (02914)

Motion_____By_____2nd_____

Coogan___Cusack___DiTraglia___Perry___Larisa___

VIII. LICENSES REQUIRING PUBLIC HEARING

1. Second Hand/Miscellaneous

Christiano Barobosa, DBA E.P. Pawnbrokers, 912 Broadway (02914)

Motion_____By_____2nd_____

Coogan___Cusack___DiTraglia___Perry___Larisa___

IX. LICENSES NOT REQUIRING PUBLIC HEARING

1. Wrecker/Tower

John DeSilveira, III, DBA Veterans Towing, 5 Eastern Avenue (02914)

Motion_____By_____2nd_____

Coogan___Cusack___DiTraglia___Perry___Larisa___

2. Renewal of Annual Miscellaneous Licenses

Authorization granting to renew subject licenses, excluding alcoholic beverage licenses, for year commencing December 1, 2009 upon application by licensee and approval by Chief of Police and, as required, by Health Inspector and other City Officials.

Motion_____By_____2nd_____

Coogan___Cusack___DiTraglia___Perry___Larisa___

X. PUBLIC HEARINGS

1.This amendment will permit the lawful occupation of licensed massage therapists and licensed massage therapy establishments. These proposed amendments are pro-active and meant to address potentially unlawful activities that have been problems for other communities in Rhode Island, with some requiring the use of law enforcement.

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

CITY OF EAST PROVIDENCE

AN ORDINANCE IN AMENDMENT OF CHAPTER 19 OF THE REVISED ORDINANCES OF THE CITY OF EAST PROVIDENCE, RHODE ISLAND, 1998, AS AMENDED, ENTITLED “ZONING”

SECTION I. Section 19-1 entitled “Definitions” of Article I entitled “In General” of Chapter 19 of the Revised Ordinances of the City of East Providence, Rhode Island, 1998, is amended by adding thereto the following:

Massage therapist means a person engaged in the practice of massage who has completed a program in or is certified by a school or institution of learning that is approved by the Commission on Message Therapy Accreditation (COMTA) or an equivalent academic and training program meeting the requirements of the Rhode Island Department of Health as stated in their Rules and Regulations for licensing massage therapists as approved by the Director, other than a correspondence course which school or institution has for its purpose the teaching of the theory, practice, method, profession, or

work of massage, including at least anatomy, physiology. hygiene and professional ethics, pursuant to the statutory provisions. Proof of a current license issued by the Department of Health shall be posted on the premises in a location visible to customers.

Massage therapy establishment means an establishment approved and otherwise regulated by the licensing agency, which is the State of Rhode Island Department of Health, operating in conformance with all pertinent Rules and Regulations of the State of Rhode Island and all City ordinances and license requirements. Proof of a current license issued by the Department of Health shall be posted on the premises in a location visible to customers.

Massage therapy means the practice of massage by a licensed massage therapist using a scientific system of activity to the muscular structure of the human body by means of stroking, kneading, tapping and vibrating with the hands or vibrators for the purpose of improving muscle tone and circulation.

SECTION II. Section 19-98 entitled “Schedule of use regulations” of Article III entitled “District Regulations” of Chapter 19 of the Revised Ordinances of the City of East Providence, Rhode Island, 1998, is amended by adding thereto the following:

Add a line to the Service Business category as follows:

Message Therapy Establishment*

R1 R2 R3 R4 R5 R6 O1 C1 C2 C3 C4 C5 I1 I2 I3 BT

N N N N N N N C C C N N N N N

SECTION III. Subsection (1)h of Section 19-171 entitled “Accessory Uses” of Article IV entitled “Supplementary District Regulations” of

Chapter 19 of the Revised Ordinances of the City of East Providence, Rhode Island, 1998, is amended by adding thereto the following:

The practice of massage therapy conducted by a state licensed massage therapist* conducted within the principal building by a resident of the premises, provided that 1) there is no exterior storage of material or equipment, 2) that no display of products shall be visible from the street, 3) that not more than 25 percent of the total floor area, not to exceed 250 square feet is regularly devoted to such use and that no other person is regularly employed therein in the R-1, R-2. R-3, R-4, R-5 and R-6 districts, 4) that the resident shall have obtained a Special Use Permit under Sec. 19-39 Special Use Permit et.seq., and 5) that the applicant shall obtain any licenses required by the city, and 6) that proof of a current license issued by the Department of Health shall be posted on the premises in a location visible to customers.

SECTION IV. Section 19-481 entitled "Schedule of use regulations" of Article IX entitled "Waterfront Special Development Districts" of Chapter 19 of the Revised Ordinances of the City of East Providence, Rhode Island, 1998, is amended by adding thereto the following:

Add a line in the Personal Services category of the Waterfront District schedule of use regulations for Massage Therapy* or Massage Therapy Establishment*

Massage Therapy* and/or Massage Therapy Establishment*

Phillipsdale Dexter Road and Pawtucket Avenue Crook Point and

Taunton Avenue

Bold Point

Veteran's Parkway

Kettle Point

C C C C C C

SECTION V. This ordinance shall take effect upon passage and all ordinances and parts of ordinances inconsistent herewith are hereby repealed.

Requested by: Planning Department

Motion_____By_____2nd_____

Coogan___Cusack___DiTraglia___Perry___Larisa___

1. The following ordinance pertains to the City of East Providence 2009-2010 Proposed Budget.

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

CITY OF EAST PROVIDENCE

AN ORDINANCE APPROPRIATING \$142,454,032 FOR

THE SUPPORT OF THE CITY GOVERNMENT FOR THE

FISCAL YEAR ENDING OCTOBER 31, 2010

THE COUNCIL OF THE CITY OF EAST PROVIDENCE HEREBY ORDAINS:

SECTION I. The receipts for the fiscal year ending October 31, 2010 have been established to amount to \$142,454,032 made up as follows:

RECEIPTS

Beginning Balance \$2,777,200.00

General Property Tax \$82,363,975.00

Licenses and Permits \$1,099,000.00
Rescue Fee Transfer \$800,000.00
Vehicle Detail Fee Transfer \$350,000.00
Recycling Transfer \$95,000.00
Fines, Forfeits, Penalties \$46,000.00
Revenue from Use of Money & Property \$50,000.00
Revenue from Other Agencies \$7,521,300.00
Charges for Current Services \$672,492.00
Revenue from City Agencies \$210,000.00
Revenue Water Department \$8,178,786.00
Revenue Wastewater Department
 Sewer Use Charge \$7,098,477.00
 Other Revenue \$802,000.00
Revenue School Department
 Local Sources \$3,690,000.00
 State Sources \$26,699,802.00
TOTAL RECEIPTS \$142,454,032.00

SECTION II. To defray the expenses of the City of East Providence for the fiscal year commencing November 1, 2009 and ending October 31, 2010, the sum of money, or so much thereof as are authorized by law indicated in the accompanying schedule, are hereby appropriated for the objects and purposes, and in the amounts expressed therein, provided that payments thereunder shall be subject to the provisions of the City Charter of the City of East Providence and also subject to the provisions of said City Charter relative to the manner and form of expenditures of money set forth in said Charter from the City

Treasury.

SECTION III. All monies appropriated are to be expended by the various departments in the manner and form approved by the Director of Finance.

SECTION IV. The payment to the School Fund of the following estimated receipts, included in the appropriation of \$75,751,592 for the support of the public schools for the City of East Providence fiscal year 2009-2010, shall be increased or decreased to conform with the actual amounts received from such sources during the fiscal year 2009-2010 except the City appropriation of property tax.

REVENUE-SCHOOL DEPARTMENT

Local Sources \$3,690,000.00

State Sources \$26,699,802.00

City Appropriation of Property Tax \$44,861,790.00

R.I. Meals Tax Designated for Deficit Reduction \$500,000.00

TOTAL \$75,751,592.00

SECTION V. The purpose of this ordinance is to adopt the Budget for the fiscal year 2009-2010 which begins November 1, 2009 and ends October 31, 2010 as prepared and submitted by the City Manager, and to implement the recommendations as set forth in the City Manager's Budget Message by the approval of said recommendations as contained herein, or by other ordinances or resolutions of the City Council; all in accordance with the provisions of said Article.

SECTION VI. This ordinance shall take effect upon its passage and all ordinances and parts of ordinances inconsistent herewith are hereby

repealed.

**LEGISLATIVE, JUDICIAL AND GENERAL ADMINISTRATIVE
ACTIVITIES**

CITY COUNCIL

Personnel Services & Fringe Benefits 59,365.00

Supply and Service 11,300.00

70,665.00

CITY MANAGER

Personnel Services & Fringe Benefits 304,872.00

Supply and Service 30,945.00

Equipment and Capital Outlay 1,500.00

337,317.00

SENIOR CENTER

Personnel Services & Fringe Benefits 364,652.00

Supply and Service 25,300.00

Equipment and Capital Outlay 400.00

390,352.00

INFORMATION TECHNOLOGY

Personnel Services & Fringe Benefits 282,728.00

Supply and Service 136,604.00

Equipment & Capital Outlay 50,000.00

469,332.00

CITY CLERK

Personnel Services & Fringe Benefits 491,245.00

Supply and Service 129,500.00

Equipment & Capital Outlay 500.00

621,245.00

FINANCE-DIRECTOR

Personnel Services and Fringe Benefits 153,824.00

Supply and Service 2,000.00

155,824.00

FINANCE-CONTROL AND ACCOUNTS

Personnel Services and Fringe Benefits 322,672.00

Supply and Service 5,425.00

328,097.00

FINANCE-TREASURY-MIS

Personnel Services and Fringe Benefits 92,273.00

Supply and Service 55,100.00

148,373.00

FINANCE-TREASURY DIVISION

Personnel Services and Fringe Benefits 566,080.00

Supply and Service 53,394.00

Equipment and Capital Outlay 4,200.00

623,674.00

FINANCE-PURCHASING DIVISION

Personnel Services & Fringe Benefits 171,965.00

Supply and Service 19,527.00

Equipment and Capital Outlay 500.00

191,992.00

FINANCE-ASSESSMENT DIVISION

Personnel Services and Fringe Benefits 701,172.00

Supply and Service 9,850.00

Equipment and Capital Outlay 600.00

711,622.00

PLANNING

Personnel Services and Fringe Benefits 596,922.00

Supply and Service 18,850.00

Equipment and Capital Outlay 500.00

616,272.00

HUMAN RESOURCES & SERVICE-PERSONNEL & E.M.

Personnel Services and Fringe Benefits 440,733.00

Supply and Service 17,960.00

Equipment and Capital Outlay 500.00

459,193.00

HUMAN RESOURCES & SERVICE-AFFIRMATIVE ACTION

Personnel Services and Fringe Benefits 101,358.00

Supply and Service 6,300.00

Equipment and Capital Outlay 500.00

108,158.00

LAW DEPARTMENT

Personnel Services and Fringe Benefits 392,629.00

Supply and Service 8,350.00

Equipment and Capital Outlay 1,000.00

401,979.00

CANVASSING AUTHORITY

Personnel Services and Fringe Benefits 178,912.00

Supply and Service 17,889.00

196,801.00

PUBLIC LIBRARIES

Personnel Services and Fringe Benefits 1,473,980.00

Supply and Service 130,400.00

Equipment and Capital Outlay 2,000.00

Debt Service 224,146.00

1,830,526.00

PUBLIC SAFETY-POLICE

Personnel Services and Fringe Benefits 10,481,934.00

Supply and Service 1,034,329.00

Equipment and Capital Outlay 25,000.00

11,541,263.00

PUBLIC SAFETY-FIRE

Personnel Services and Fringe Benefits 11,075,336.00

Supply and Service 777,075.00

Equipment and Capital Outlay 52,000.00

11,904,411.00

PUBLIC WORKS-ANIMAL SHELTER

Personnel Services and Fringe Benefits 250,372.00

Supply and Service 87,300.00

337,672.00

PUBLIC WORKS-BUILDINGS DIVISION

Personnel Services and Fringe Benefits 656,775.00

Supply and Service 614,291.00

Equipment and Capital Outlay 1,500.00

1,272,566.00

PUBLIC WORKS-BUILDING INSPECTION

Personnel Services and Fringe Benefits 656,508.00

Supply and Service 62,700.00

Equipment and Capital Outlay 17,200.00

736,408.00

PUBLIC WORKS-DIRECTOR

Personnel Services and Fringe Benefits 211,658.00

Supply and Service 2,575.00

214,233.00

PUBLIC WORKS-ENGINEERING

Personnel Services and Fringe Benefits 642,700.00

Supply and Service 22,714.00

Equipment and Capital Outlay 4,950.00

670,364.00

PUBLIC WORKS-HIGHWAY

Personnel Services and Fringe Benefits 2,367,886.00

Supply and Service 539,993.00

Equipment and Capital Outlay 25,000.00

2,932,879.00

PUBLIC WORKS-CENTRAL GARAGE

Personnel Services and Fringe Benefits 718,270.00

Supply and Service 79,775.00

Equipment and Capital Outlay 1,700.00

799,745.00

PUBLIC WORKS-STREET LIGHTS

Supply and Service 625,000.00

PUBLIC WORKS-WASTEWATER FACILITIES PLANT

Personnel Services and Fringe Benefits 1,758,376.00

Supply and Service 1,678,206.00

Debt Service 199,639.00

Equipment and Capital Outlay 925,000.00

4,561,221.00

PUBLIC WORKS-WASTEWATER FACILITIES-COLLECTION

Personnel Services and Fringe Benefits 144,982.00

Supply and Service 2,870,722.00

Debt Service 323,552.00

3,339,256.00

PUBLIC WORKS-REFUSE DISPOSAL

Personnel Services and Fringe Benefits 2,720,774.00

Supply and Service 30,925.00

2,751,699.00

PUBLIC WORKS-WATER

Personnel Services and Fringe Benefits 2,165,849.00

Supply and Service 3,575,437.00

Equipment and Capital Outlay 2,337,500.00

Debt Service 100,000.00

8,178,786.00

RECREATION

Personnel Services and Fringe Benefits 633,540.00

Supply and Service 127,750.00

Debt Service 12,000.00

Equipment and Capital Outlay 49,867.00

823,157.00

RECREATION-PARKS

Personnel Services and Fringe Benefits 1,034,989.00

Supply and Service 212,957.00

Equipment and Capital Outlay 20,000.00

1,267,946.00

MISCELLANEOUS

Retiree Benefits 1,647,012.00

Interest on Tax Notes 485,000.00

General Audit 30,000.00

Judgment & Claims 100,000.00

Mental Health 60,000.00

Bond Principal 681,500.00

Bond Interest 428,872.00

Insurance (Public Liability) 675,000.00

Unemployment Compensation 345,000.00

Professional Services 200,000.00

Membership Fees 22,000.00

Computer Lease Purchase 60,000.00

Self-Help 30,000.00

Master Lease 252,479.00

Capital Equipment 50,000.00

Minimum Standards 60,000.00

Other Miscellaneous 22,700.00

5,149,563.00

CONTINGENCY FUND 30,000.00

DEBT SERVICE FUND 1,904,849.00

SCHOOL FUND 75,251,592.00

SCHOOL DEFICIT FUND 500,000.00

Motion_____By_____2nd_____

Coogan____Cusack____DiTraglia____Perry____Larisa_____

XI. NEW BUSINESS

1. City Managers Report

A.Direct Energy Services, LLC Natural Gas Sales Agreement.

Motion_____By_____2nd_____

Coogan____Cusack____DiTraglia____Perry____Larisa_____

B.Statistical Revaluation Vision Appraisal.

Motion_____By_____2nd_____

Coogan____Cusack____DiTraglia____Perry____Larisa_____

E. Council Members

1. “The Truth on Police Union Demands” (by Mayor Larisa)

F. Resolutions

1. Resolution Opposing Binding Arbitration

State of Rhode Island and Providence Plantations

City of East Providence

**RESOLUTION OPPOSING AS DEVASTATING TO EAST PROVIDENCE
ANY BINDING ARBITRATION BILL FOR TEACHERS**

WHEREAS, the City of East Providence is presently suffering through the loss of over \$3 million in State aid for FY2010 and no increase in State aid for our schools; and

WHEREAS, due to this loss of State aid, even with a 3.5% tax increase the City will have approximately \$161,000 less in available funds to allocate in FY2010 than it did in FY2009; and

WHEREAS, the City is in the worst financial distress in its 50 year history; and

WHEREAS, East Providence residents are also suffering through the recession, many without jobs or health care; and

WHEREAS, binding arbitration on wages and benefits would cost East Providence taxpayers millions of dollars (and a permanent double digit tax increase) that they cannot afford; and

WHEREAS, the City Council is on record as supporting municipal bankruptcy to reduce employee salaries and benefits rather than impose such a draconian tax burden on our hard hit taxpayers in this economy; and

WHEREAS, a nonbinding arbitration award one year ago on salaries and wages awarded millions of dollars a year to East Providence teachers that taxpayers could not remotely afford; and

WHEREAS, the East Providence legislative delegation has refused to support publically any of the cost saving measures put in place by

the City or School Department; and

WHEREAS, said delegation has also refused to support publically any of the cost saving legislative proposals put forth by the Council and the League of Cities and Towns, including a minimum 25% co-pay for all municipal employees and an end to minimum manning, that would have saved East Providence taxpayers millions each year; and

WHEREAS, binding wage arbitration for teachers is opposed in the strongest possible terms by both the City Council and the School Committee of the City of East Providence; and

WHEREAS, said bill would prevent the very just and reasonable cost saving measures properly put in place by the School Committee to save millions of taxpayer dollars for East Providence children and taxpayers;

NOW THEREFORE BE IT RESOLVED THAT:

The East Providence City Council respectfully requests its delegation and the Rhode Island General Assembly to reject any and all binding arbitration legislation currently being considered for teacher contracts;

AND BE IT FURTHER RESOLVED:

That a copy of this resolution be forwarded to the East Providence legislative delegation, the entire General Assembly, every City and Town Council and School Committee and the Governor.

Motion_____By_____2nd_____

Coogan___Cusack___DiTraglia___Perry___Larisa___

G. Introduction of Ordinances

1.This ordinance authorizes the Director of Finance to borrow during the fiscal year ending October 31, 2010 money in anticipation of the sewer use fee revenue.

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
CITY OF EAST PROVIDENCE**

**AN ORDINANCE AUTHORIZING THE DIRECTOR OF
FINANCE TO BORROW FUNDS IN ANTICIPATION OF REVENUE.**

**THE COUNCIL OF THE CITY OF EAST PROVIDENCE HEREBY
ORDAINS:**

SECTION I. The Director of Finance is authorized to borrow during the fiscal year ending October 31, 2010 such sums of money in anticipation of the sewer use fee revenue of the year as may be permitted by law for the purpose of meeting the current liabilities and expenses of the City and that the Director of Finance is authorized to issue the note or notes of the City therefore and to refund such note or notes and any revenue anticipation notes of a prior year to the extent permitted by law.

SECTION II. This ordinance shall take effect upon its second passage and all ordinances and parts of ordinances inconsistent herewith are hereby repealed.

Requested by: Director of Finance

Motion_____By____2nd_____

Coogan____Cusack____DiTraglia____Perry____Larisa_____

2.This ordinance authorizes the Director of Finance to borrow during the fiscal year ending October 31, 2010 money in anticipation of the

property taxes.

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
CITY OF EAST PROVIDENCE**

**AN ORDINANCE AUTHORIZING THE DIRECTOR OF
FINANCE TO BORROW FUNDS IN ANTICIPATION OF TAXES.**

**THE COUNCIL OF THE CITY OF EAST PROVIDENCE HEREBY
ORDAINS:**

SECTION I. The Director of Finance is authorized to borrow during the fiscal year ending October 31, 2010 such sums of money in anticipation of the property taxes of the year as may be permitted by law for the purpose of meeting the current liabilities and expenses of the City and that the Director of Finance is authorized to issue the note or notes of the City therefore and to refund such note or notes and any tax anticipation notes of a prior year to the extent permitted by law.

SECTION II. This ordinance shall take effect upon its second passage and all ordinances and parts of ordinances inconsistent herewith are hereby repealed.

Requested by: Director of Finance

Motion_____By_____2nd_____

Coogan___Cusack___DiTraglia___Perry___Larisa___

3. The following ordinance pertains to the assessment and collection of property tax on the ratable real estate, tangible personal property and an excise tax on registered motor vehicles and trailers.

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

CITY OF EAST PROVIDENCE

**AN ORDINANCE ORDERING THE ASSESSMENT AND COLLECTION
OF**

**PROPERTY TAX ON THE RATABLE REAL ESTATE, TANGIBLE
PERSONAL**

**PROPERTY AND AN EXCISE TAX ON REGISTERED MOTOR
VEHICLES AND TRAILERS.**

**THE COUNCIL OF THE CITY OF EAST PROVIDENCE HEREBY
ORDAINS:**

SECTION I. That the City Council of the City of East Providence hereby orders the assessment and collection of a tax on ratable real estate, tangible personal property and an excise tax on registered motor vehicles and trailers in a sum not more than Eighty-eight Million Two Hundred Twenty-one Thousand (\$88,221,000) Dollars nor less than Eighty-seven Million One Hundred Twenty-one Thousand (\$87,121,000) Dollars. Said tax is for ordinary expenses, for the payment of interest and indebtedness, in whole or in part, of said city, and for other purposes authorized by law.

The Tax Assessor shall assess and apportion said tax on the inhabitants and ratable property of said city as of the 31st day of December, 2009 at twelve o'clock Eastern Standard Time, according to law, and shall on completion of said assessment, date and sign same and shall make out and certify to the City Treasurer of the City of East Providence, who is charged with the duties for the collection of taxes, on or before the 15th day of June, 2010 complete list of the names of the persons taxed and of the total value of all the real estate

assessed against each person, and also the amount of registered motor vehicles and trailers assessed against each person, and also the total amount assessed against each person on said real estate, personal estate and registered motor vehicles and trailers, opposite the name of the person or persons assessed. Upon receipt of the certified tax list by the City Treasurer, he shall proceed and collect said tax on the persons and estates liable thereof; said tax shall be due and payable on and between the 1st day of June 2010 and the 1st day of July, 2010 and provided further that if said tangible personal property and real estate taxes are paid in full on or before the 1st day of July, 2010, a discount of three per centum (3%) of the total taxes on said tangible personal property and real estate shall be granted, and all taxes remaining unpaid on the 1st day of July, 2010 shall carry until collected a penalty at the rate of twelve per centum (12%) per annum from the 1st day of June, 2010 upon said unpaid tax, however, said taxes may be paid in four installments; the first installment of twenty-five per centum (25%) on or before the 1st day of July, 2010, the second installment of twenty-five per centum (25%) on or before the 1st day of September, 2010, the third installment of twenty-five per centum (25%) on or before the 1st day of December, 2010 and the fourth installment of twenty-five per centum (25%) on or before the 1st day of March, 2011.

Each installment of taxes if paid on or before the last day of each installment period successively in order shall be free from any charge of interest.

If the first installment or any succeeding installment of taxes is not

paid by the last date of the respective unpaid balance period or periods as they occur, then the whole tax or remaining unpaid balance of the taxes as the case may be shall immediately become due and payable and carry until collected a penalty at the rate of twelve per centum, (12%) per annum.

The City Treasurer shall, by advertisement in the public newspaper having circulation in the City of East Providence, notify all persons assessed to pay their respective taxes at his office on and between the said 1st day of June, and the 1st day of July, 2010 both days inclusive; said City Treasurer setting forth the hours during which his office shall remain open to receive said taxes.

SECTION II. That any of said taxes not paid on or before the 1st day of March, 2011 shall forthwith be collected by levy upon the sale of real estate upon which it is assessed and by that or other due process of law in case of assessment upon personal property.

SECTION III. This ordinance shall take effect upon its second passage and all ordinances and parts of ordinances inconsistent herewith are hereby repealed.

Motion_____By____2nd_____

Coogan____Cusack____DiTraglia____Perry____Larisa_____

H. Communications

1. Christine Rossi, 29 Woodbine Street (02915) requesting to address the Council regarding 2009/2010 budget and closing of Recreation Center referencing budget line items, Recreation Center services and

to point out potential savings.

2. Tammy Costa, 9 Wallis Avenue, Barrington requesting to speak to the Council regarding the proposed budget and proposed closing of the Recreation Center. Ms. Costa is President of FACT (Family Activity Center Today).

3. Shirley Winter, 19 Griffith Drive (02915) speaking for Riverside Youth Football and Cheerleading, requesting to address the Council regarding plans to close the Recreation Center and Pierce Field.

4. Onna Moniz-John and Johnathan, 149 Anthony Street (02914) requesting to address the Council regarding the plans to close the Recreation Center referencing need for programs for youth in the City and increasing the hours of availability.

5. John J. Rossi, 29 Woodbine Street (02915) requesting to address the Council concerning the impact of layoffs of 13 police positions and how services will be impacted along with the financial costs. Additionally, an update on Judge Silverstein's recent ruling and the IBPO win in Superior Court for the Chief of Police position.

I. Adjournment

Motion_____By_____2nd_____

Coogan___Cusack___DiTraglia___Perry___Larisa___